

## HALL COUNTY BOARD OF SUPERVISORS MEETING AUGUST 24, 2004

The Hall County Board of Supervisors met August 24, 2004, by published call in the county board meeting room, 121 South Pine, Grand Island.

CALL TO ORDER - The meeting was called to order by Chairman Pamela Lancaster.

INVOCATION - Invocation was given by

PLEDGE OF ALLEGIANCE – The Pledge of Allegiance was given in unison.

ROLL CALL - Present on roll call were Scott Arnold, Jim Eriksen, Richard Hartman, Bob Humiston, Bud Jeffries, Pamela Lancaster and Robert Rye. Also present was a representative from the *Grand Island Independent*.

CONSENT AGENDA – Eriksen made a motion and Jeffries seconded to approve the following by consent agenda:

1. Accept and place on file the minutes from the August 10 meeting
2. 5b approve Resolution #04-0047 to set equipment rental rates for snow removal
3. 5c Approve Resolution #04-0048 to authorized no parking signs for husker harvest days September 14, 15 & 16, 2004
4. 5d Approve the use of the Public Works water trucks for Husker Harvest Days
5. 6 Approve the Special Designated Liquor license for the Grand Island Skeet Club
6. 10 Approve Resolution #04-0049 for exchange of collateral for Five Points Bank in the amount of \$455,000.00
7. 13 (1) Approve Resolution #04-0040 for the final allocation of levy for Hall County Airport
8. (2) Approve Resolution #04-0041 for final allocation of levy for Hall County Ag Society
9. (3) Approve Resolution #04-0042 for the final allocation of levy for Doniphan Fire District #6
10. (4) Approve Resolution #04-0043 for the final allocation of levy for Grand Island Suburban Fire District #3
11. (5) Approve Resolution #04-0044 for the final allocation of levy for Wood River Fire District #2
12. (6) Approve Resolution #04-0045 for the final allocation of levy for Wood River Fire District #2
13. (7) Approve Resolution #04-0046 for the final allocation of levy for Shelton Fire District #3
14. Accept and place on file communication from Regional Planning
15. Accept and place on file the office reports from Emergency Management and the County Sheriff
16. Accept and place on file communications as received

Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

### OFFICE REPORT HALL COUNTY SHERIFF APRIL MAY JUNE 24, 2004

COPIES	\$ 227.00
HANDGUN PERMITS	\$ 125.00
MOTOR VEHICLE INSPECTIONS	\$9,750.00

7. DISCUSS APPROVAL OF SPECIAL DESIGNATED LIQUOR LICENSE FOR GI LIQUOR MART FOR GRAND ISLAND SKEET CLUB – This item was on the agenda for the august 10<sup>th</sup> meeting and was tabled for further discussion because of the concern of mixing alcohol and fire arms.

Tom Conlon with Goodwill was present and stated that they have a serious concern on gun safety and assured the board that the guns are put away after the completion. They serve the beer and coke with the meal. The rules are posted and this year they will have a banner posting the rules. He stated that they only purchase \$300.00 worth and have 60 volunteers. It is just a beverage while they eat and present the awards. Mr. Eriksen thanked him for the information. Eriksen made a motion and Jeffries seconded to approve the special designated liquor license for Grand Island Liquor Mart for the Skeet Club. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

COUNTY ATTORNEY – EXECUTIVE SESSION DISCUSS LITIGATION STRATEGY REGARDING RIVERSIDE LODGE VS BOARD OF EQUALIZATION – Jeffries made a motion and Eriksen seconded to go into executive session. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

9:15 a.m. executive session

9:20 a.m. Jeffries made a motion and Rye seconded to go out of executive session. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

2 b CONSIDER RESOLUTION REDUCING THE NUMBER OF BOARD MEMBERS FOR HALL COUNTY HOSPITAL AUTHORITY #1 – County Attorney Jerry Janulewicz stated that after the public hearing for the hospital authority at the last meeting an issue came up regarding the number of members on the hospital authority board. It appears there has been some difficulty in appointing the members, presently the board is to have 11 members and there are currently only three members. The board could be set at any number less than eleven and Mr. Wismer suggested reducing the board to 5 members and that would make it easier to fill the vacancies and when business needs to be transacted it would only require a simple quorum. Discussion was held on the purpose and function of the hospital authority board and Jerry explained that the authority can acquire health care facilities and provide for the operation of the facility. They can also obtain financing for non-profit facilities. An example would be when Bethpage Mission requested the authority to issue bonds. It is used a conduit for financing.

The authority board needs to have a chair and with only three members they need a majority to transact business. The board tried to advertise but did not get a response and according to state statute in order to be appointed to the board, a prospective board member must have a petition signed with 25 signatures to apply and a public hearing must be held to approve the appointment.

Arnold questioned if the authority board in Hall County may not fit the criteria to have an eleven-member board. Mr. Janulewicz stated that there are IRS Rulings that require the authority board to be involved in the transaction. The county is just a conduit for the financing and the public entity is not liable for the debt. It was questioned if the YWCA

bonds were the same and Jerry stated that those bonds were industrial development bonds and the county holds title to the property on the industrial development bonds. Mr. Janulewicz stated that the government entities are the conduits for the issuance of the bonds and the authority is liable for the debt. He stated that he reviewed the documents and made sure that they are in legal form. Lancaster questioned if a county board member could serve on the hospital authority board and Mr. Janulewicz stated that he would have to review that issue.

Jeffries made a motion and Arnold seconded to table this issue for two weeks for further consideration. The chair set a committee of Bud Jeffries, Scott Arnold and herself to meet to determine what else is necessary to continue with this. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

2. CONSIDER & APPROVE ASSIGNMENT OF TRANSFEREE DESIGNATION FROM NPPD TO HERITAGE DISPOSAL FOR THAT PORTION OF TRACT 47 SOUTH OF OLD POTASH HIGHWAY – County Attorney Jerry Janulewicz was present and stated that Mr. Vess was also present representing Heritage Disposal. They are requesting the designation of Tract #57. Jerry stated that he has worked with NPPD and is waiting for the signed copy of the assignment and when it is received it will need to be executed by the county board. Mr. Ferman with NPPD has signed the document and it will be forthcoming and the board will also need to approve a resolution changing the designation of Tract #47. He recommended waiting until the board receives the assignment.

Hartman expressed concern that in the past the reuse committee has always considered these issues first and questioned why this was not done in this situation. Jeffries asked if this was the parcel that no one wanted but the goal was to protect the rail spur.

Eriksen commented that maybe this was the route that they needed to follow. The property is owned by NPPD and they will only relinquish the designation to Heritage Disposal. The County board could run this through the Reuse Committee or NPPD could just sell the property to Heritage.

Janulewicz stated that he is aware that the Army is supporting this transfer and it is the board's decision if they want to designate the transfer. He just prepared the paperwork. Mr. Vess has appeared before the board requesting this transaction. In the presentation, Mr. Vess has indicated a specific time line.

Arnold made a motion and Eriksen seconded to approve the designation and authorize the Chair to sign the Assignment with Nebraska Public Power District.

Hartman questioned if the Reuse Committee was going to be dissolved. Jeffries stated that he is not against the process but questioned if this should go through the Reuse Committee.

The vote on the motion was taken. Arnold, Eriksen, Humiston, Lancaster and Rye all voted yes and Hartman and Jeffries voted no. Motion carried.

10:00 A.M. BID OPENING FOR ASPHALT PROJECTS – The following bids were received.

JIL Asphalt	Total Bid on all Projects	\$223,028.60
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Gary Smith Const	Total Bid on all Projects	\$204,388.50
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Jeffries made a motion and Hartman seconded to refer the bids to the public works committee to review and they will come back with a recommendation. When the bids have been reviewed, authorize the chair to sign the contracts. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

3 PUBLIC PARTICIPATION – Chairman Lancaster called for public participation and no one responded.

4. DISCUSS & APPROVE JOB TITLE & PAY RANGE FOR COMPUTER TECHNICIAN – IT Director Doug Drudik was present and the computer committee has decided rather than pay a vendor for the technician services, the county will hire its own computer technician. Even with the budget cuts that were made they still should be able to hire a technician and in the long run it will represent a cost savings to the county. Mr. Drudik did some research for technicians in the State of Nebraska and is suggesting a salary range of \$28,000.00 to \$32,000.00.

Jeffries questioned if this would be a salaried position? The committee is trying to determine if this could be a salaried position and they are waiting for a legal opinion from the county attorney. The contract with the vendor is no longer in place so the fee to the county will be \$50.00 an hour for service calls, so the new position needs to be addressed as soon as possible.

Hartman stated he was not against saving money but expressed concern on the number of people that have been hired since the budget process started.

Eriksen expressed concern that the salary range appears to be a narrow range. Mr. Drudik stated that he feels this range is an average range and it is on the high end. The salary also will include the benefits.

Arnold made a motion and Jeffries seconded to approve the nature and scope of the PC technician and accept applications for the position. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

BID OPENING – Jeffries stated that the public works committee met and reviewed the bids. Jeffries made a motion and Eriksen seconded to award the asphalt paving to Gary Smith Construction in the amount of \$204,388.50 and authorize the chair to sign the contract. The completion date is November 15, 2004. They will also do a smoothness test on the completed project. This cost is \$22.40 a ton, which is a very good price. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

5e REMOVAL OF TREES – This addresses the trees at the jail site and is duplication on the agenda.

8 DISCUSS AND AUTHORIZE CHAIR TO SIGN COOPERATIVE AGREEMENT FOR CHILD SUPPORT ENFORCEMENT – Jeffries made a motion and Humiston seconded to authorize the chair to sign the agreement. Arnold, Eriksen, Hartman Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

9. DISCUSS AND APPROVE AGREEMENT BETWEEN HALL COUNTY AND STATE DEPARTMENT OF ROADS ON PROJECT RPT – C401(204) FOR OPERATION OF HANDI-BUS – Jeffries made a motion and Arnold seconded to authorize the chair to sign and approve the agreement. Arnold, Eriksen, Hartman Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

11 BUILDING & GROUNDS COMMITTEE RECOMMENDATION REMOVAL OF TREES – this is response to a letter received by the county board requesting to move some of the trees that are located on the jail site. The committee discussed this matter and after consideration is recommending to deny the request. They need more information on the exact location of the building and there are also some legal concerns. Jeffries made a motion and Arnold seconded to deny the request to remove the trees. Arnold, Eriksen, Hartman Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

12 LONG RANGE PLANNING COMMITTEE RECOMMENDATION REGARDING COUNTY OWNED LAND AT 9-80 SOUTH LOCUST INTERCHANGE – With the completion of the South Locust Project the county needs to look at this parcel of land that they owned. It is currently leased and in order to address the use of the land they need to notify the tenant before September 1<sup>st</sup> the County is not going to renew the lease. Jeffries made a motion and Arnold seconded to send the tenant notice that the lease will not be renewed. Discussion was held on what the board wants to do. This will be decided later. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

16 COMMENCE AUDIT OF BI WEEKLY PAY CLAIMS AND REGULAR CLAIMS AND ACTION ON CLAIM AUDIT – The Board members reviewed the claims and discussed the claim from Midland Telecom. Jeffries made a motion and Humiston seconded to approve the claims and to approve the claims from Midland Telecom and sent a letter to them concerning the submission of their invoices. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

17 DISCUSS REPAIR OF ROOF AT CHILDRENS VILLAGE – The building and grounds committee has discussed this matter and Jeffries made a motion and Humiston seconded to set the bid opening for September 7<sup>th</sup> at 10:00 a.m. for the roof shingles and other incidentals that may be needed to repair the roof at the Children's Village building. Arnold, Eriksen, Hartman Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

18. CLASSIFICATION COMMITTEE RECOMMENDATION – REGARDING SALARY RANGES FOR DRUG COURT EMPLOYEES – The Hall County Classification committee met regarding the ranges of the drug court employees. The committee recommended to set the drug court supervisors on Range 17 and place them on a step

closest to their current salary. Jeffries made a motion and Eriksen seconded to set the drug court supervisors on Range 17 and the correct step. Arnold, Eriksen, Hartman Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

The district court bailiffs were also discussed and their job description will be bailiff/administrative assistants and they will be placed on Range 13. Jeffries made a motion and Humiston seconded to set the bailiffs on Range 13. Arnold, Eriksen, Hartman Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

19. EXECUTIVE SESSION – LITIAGATION OF GENERAL LIABILITY CLAIM OF ROBERT POLAND - Jeffries made a motion and Arnold seconded to go into executive session. Arnold, Eriksen, Hartman Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

11:00 a.m. executive session

11:10 a.m. Jeffries made a motion and Arnold seconded to go out of executive session. Arnold, Eriksen, Hartman Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

Regular session – 20 DISCUSS AND APPROVE HAVING MATERIAL PRINTED FOR JAIL BOND ISSUE – Lancaster stated that the City of Grand Island will allow mail stuffers in the October utility bill. They allow inserts for various reasons and all the county has to do is to provide the material. It will require 22,000 pieces of the printed material. They are also planning to hold town hall meetings with the presentations. Kirkpatrick Pettis will do the formatting of the printed material and send it back for the board's approval, but the inserts need to be to the City by September 22<sup>nd</sup> for the October utility bills. Jeffries suggested that this be distributed twice.

Jeffries made a motion and Arnold seconded to proceed with the printing of the educational materials for the jail issue and to pay for the fees from the jail line item. Arnold, Eriksen, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Hartman was absent for the vote. Motion carried.

BOARD MEMBER REPORTS – Chairman Lancaster called on the board members for reports and no one responded.

Lancaster stated that she attended the ribbon cutting ceremony for the new I-80 exit. She has also given several presentations on the jail bond issue. The board members also attended all of the budget work-study session and all of the departments were cut.

NEW OR UNFINISHED BUSINESS – Chairman Lancaster called for new or unfinished business and no one responded.

Meeting adjourned at 11:15 a.m. The next meeting will be September 7, 2004 at 9:00 a.m.

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Marla J. Conley Hall County Clerk